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OFFICE OF PETITIONS

In re Application of :
Ji, et al. :
Application No. 10/672,104 : **ON PETITION**
Filed: September 26, 2003 :
Docket No. INV850/4-001CON/58001 :

This is a decision on the petition to revive under 37 CFR
1.137(b), filed August 29, 2006

The petition under 37 CFR 1.137(b) is **GRANTED**.

The above application became abandoned for failure to timely file a proper response to the non-final Office action mailed January 10, 2006. This Office action set a shortened statutory period for reply of three (3) months. No extensions of time under 37 CFR 1.136(a) were obtained. No reply having been received, the application became abandoned on April 30, 2006. A Notice of Abandonment was mailed on August 21, 2006.

With the instant petition, applicants paid the petition fee, made the proper statement of unintentional delay, and submitted the required reply in the form of an amendment.

Pursuant to 37 CFR 1.136, an extension of time must be filed prior to the expiration of the maximum period obtainable for reply to avoid abandonment. Accordingly, since the \$1020.00 extension of time fee submitted with the petition on August 29, 2006 was subsequent to the maximum period obtainable for reply (July 10, 2006), this fee will be refunded to petitioner under separate cover.

The matter is being forwarded to Group Art Unit 1637 for consideration of the amendment filed August 29, 2006.

Telephone inquiries related to this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in cursive script, appearing to read "Cliff Congo".

Cliff Congo
Petitions Attorney
Office of Petitions